

CENTRAL FAX CENTER

OCT 17 2006

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**FACSIMILE COVER LETTER**

**To:** Commissioner for Patents  
Examiner Jackson, Jenise E.

**Firm:** U.S. Patent and Trademark Office  
Art Unit 2131

**Facsimile:** (571) 273-8300

**From:** Thomas F. Presson

**Date:** October 17, 2006

**Re:** FLH Ref No.: 450100-4879  
Serial No: 09/309,412

**Number of Pages:** 15  
(including cover page)

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CENTRAL FAX CENTER

OCT 17 2006

PATENT  
450100-4879

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Kazuhiro HARA  
 Serial No. : 09/309,412  
 For : DATA TRANSMISSION CONTROLLING METHOD AND DATA TRANSMISSION SYSTEM  
 Filed : May 10, 1999  
 Examiner : JACKSON, Jenise E.  
 Art Unit : 2131

## COMMISSIONER FOR PATENTS

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required.  
 The fee has been calculated as shown below.  
 This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

## Claims as Amended

| (1)  | (2)<br>Claims remaining<br>after amendment | (3)   | (4)<br>Highest number<br>previously<br>paid for | (5)<br>Present extra | (6)<br>Rate | (7)<br>Additional<br>fee |
|--|--|-------|---|----------------------|-------------|--------------------------|
| Total claims                               | 19   | Minus | 37 =  | 0 x                  | \$50(25)    | = \$0                    |
| Independent claims                         | 2  | Minus | 4 =   | 0 x                  | \$200(100)  | = \$0                    |
| Total additional fee for<br>this amendment |  |       |   |                      |             | = \$0                    |

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.

\*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

This application contains a multiple dependent claim. The required fee of \$360 (\$180) has been previously paid , or is paid herewith .

This response is being filed within the \_\_\_\_\_ month following the expiration of the term originally set therefor.

This is a petition to request a   -month extension of time. A check covering the cost of the petition is enclosed.

A USPTO Form 2038 - Credit Card Payment Form in the amount of \$ \_\_\_\_\_ .00 is attached, which covers the cost of  additional claims and  -month petition for extension of time.

Charge \$ \_\_\_\_\_ to Deposit Account No. 50-0320.

Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

CERTIFICATE OF FACSIMILE

FROMMER LAWRENCE &amp; HAUG, LLP

Attorneys for Applicant(s)

I hereby certify that this correspondence is being transmitted via facsimile to (571) 273-8300 on October 17, 2006.

Barnet Shindlman

(Name of person signing transmittal)

Signature

October 17, 2006

Date of Signature

  
 By: Thomas F. Presson  
 Reg. No. 41,442  
 Tel. (858) 731-5000

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U.S. Appln. No. 09/309,412  
 Reply to Office Action dated July 20, 2006

OCT 17 2006

**PATENT**  
 450100-4879

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Kazuhiro Hara  
 Serial No. : 09/309,412  
 For : DATA TRANSMISSION CONTROLLING METHOD AND  
 DATA TRANSMISSION SYSTEM  
 Filed : May 10, 1999  
 Examiner : Jackson, Jenise E.  
 Art Unit : 2131  
 Confirmation No. : 7480

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**CERTIFICATE OF FACSIMILE**

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 facsimile to (571) 273-8300 on October 17, 2006.

Barnet Shindlman

(Name of person signing transmittal)



Signature

October 17, 2006

Date of Signature

**AMENDMENT UNDER 37 C.F.R. § 1.121**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed on July 20, 2006, having a three-month  
 statutory period for response set to expire on October 20, 2006, please amend the above-  
 identified application as follows.

U.S. Appln. No. 09/309,412  
Reply to Office Action dated July 20, 2006

PATENT  
450100-4879

**Amendments to the Claims** are reflected in the listing of claims which begins  
on page 3 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.